#### MINUTES OF THE

## PUBLIC UTILITIES & TECHNOLOGY STANDING COMMITTEE

### Room W025, West Office Building, State Capitol Complex February 3, 2005

#### **MEMBERS PRESENT:**

Rep. Fred R. Hunsaker, Vice Chair

Rep. Bradley M. Daw Rep. Lorie D. Fowlke Rep. Brent H. Goodfellow Rep. Michael E. Noel Rep. Aaron Tilton Rep. David Ure

Rep. Richard Wheeler

**MEMBERS ABSENT:** Rep. Sheryl L. Allen, Chair

Rep. Ralph Becker Rep. Ben C. Ferry Rep. Larry B. Wiley

**STAFF PRESENT:** Richard North, Policy Analyst

Linda Black, Committee Secretary

**NOTE:** A list of visitors and a copy of handouts are filed with the committee minutes.

Representative Hunsaker called the meeting to order at 8:02 a.m.

MOTION: Rep. Daw moved to approve the minutes of February 1, 2005. The motion passed

unanimously with Rep. Tilton absent for the vote.

#### **H.B. 238** Utah Technology Commission Membership (Rep. J. Dougall)

Rep. Dougall explained the bill.

MOTION: Rep. Daw moved to amend the bill as follows:

- 1. Page 1, Lines 26 through 27:
  - 26 Other Special Clauses:
  - 27 {None } This bill provides an immediate effective date.
- 2. Page 11, Lines 312 through 313:
  - 312 (6) Any meeting of the committee is subject to Title 52, Chapter 4, Open and Public

Public Utilities & Technology Standing Committee January 26, 2005 Page 2

313 Meetings.

Section 6. Effective date.

If approved by two-thirds of all the members elected to each house, this bill takes effect upon approval by the governor, or the day following the constitutional time limit of Utah Constitution Article VII, Section 8, without the governor's signature, or in the case of a veto, the date of veto override.

The motion to amend passed unanimously with Rep. Tilton and Rep. Wheeler absent for the vote.

MOTION: Rep. Ure moved to pass the bill out favorably as amended. The motion passed unanimously with Rep. Tilton absent for the vote.

# H.B. 145 Amendments to Hearing and Speech Impaired Telecommunications Program (Rep. B. Goodfellow)

Rep. Goodfellow explained the bill.

MOTION: Rep. Goodfellow moved to amend the bill as follows:

- 1. Page 4, Lines 91 through 92:
  - 91 (c) (i) The commission {may} shall make rules under Title 63, Chapter 46a, Utah Administrative
  - 92 Rulemaking Act, for the administration of monies under Subsection (5)(b)(vi).
    - (ii) The commission shall give notice and hold a public hearing for any rules proposed under Subsection (c)(i).

#### **SUBSTITUTE**

MOTION: Rep. Ure moved to pass the bill out favorably.

Spoke to the bill: Steve Mecham, Utah Rural Telecom Association

Jerry Oldroyd, Sorenson Media

Blaine Peterson, Utah Office of Rehabilitation

Dave Mortensen, citizen

Betsy Wolf, Salt Lake Community Action Program Ric Campbell, Chairman, Public Service Commission

The motion passed unanimously.

Public Utilities & Technology Standing Committee January 26, 2005 Page 3

## H.B. 234 Telephone Surcharge for Education and Training Programs At Prison (Rep. B. Goodfellow)

Rep. Goodfellow explained the bill.

MOTION: Rep. Goodfellow moved to amend the bill as follows:

1) Page 2, line 43: After "to the" delete "department of corrections"

Insert "Board of Regents"

Spoke to the bill: D'Arcy Dixon, Department of Administrative Services

Ronald Mortensen, Sutherland Institute

MOTION: Rep. Fowlke moved to hold the bill, and to place it on the next agenda.

**SUBSTITUTE** 

MOTION: Rep. Noel moved to pass the bill out favorably. The motion failed with Rep.

Daw, Rep. Fowlke, Rep. Tilton, and Rep. Ure voting in opposition.

The original motion to hold the bill passed unanimously.

MOTION: Rep. Fowlke moved to adjourn. The motion passed unanimously. Rep. Hunsaker

adjourned the meeting at 9:35 a.m.

Rep. Sheryl L. Allen, Chair	